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**Re: United States of America, et al. vs.
Reilly Tar & Chemical Corporation, et al.
Civil File No. 4-80-469**

Dear Counsel:

Enclosed and served upon you by mail please find Reilly Tar & Chemical Corporation's Request for Production of Documents to the United States of America and State of Minnesota. This Request for Production relates only to Phase I issues.

Very truly yours,**Renee Pritzker****RBP:ph****Enclosures****cc: ✓ Robert Leininger, Esq. (enc.)
Paul Zerby, Esq. (enc.)**

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
FOURTH DIVISION

UNITED STATES OF AMERICA,

Civil No. 4-80-469

Plaintiff,

and

STATE OF MINNESOTA, by its
Attorney General Hubert H.
Humphrey III, its Department
of Health, and its Pollution
Control Agency,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION;
HOUSING AND REDEVELOPMENT AUTHORITY
OF ST. LOUIS PARK; OAK PARK VILLAGE
ASSOCIATES; RUSTIC OAKS CONDOMINIUM,
INC.; and PHILLIP'S INVESTMENT CO.,

Defendants,

and

CITY OF ST. LOUIS PARK,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant,

and

CITY OF HOPKINS,

Plaintiff-Intervenor,

v.

REILLY TAR & CHEMICAL CORPORATION,

Defendant.

REILLY TAR & CHEMICAL
CORPORATION'S REQUEST
FOR PRODUCTION OF
DOCUMENTS TO THE
UNITED STATES OF AMERICA
AND STATE OF MINNESOTA

TO: United States of America, plaintiff above-named, and its attorneys, James M. Rosenbaum, United States Attorney, Francis X. Hermann, Assistant United States Attorney, 110 South Fourth Street, Minneapolis, Minnesota 55401, and David Hird, Attorney, Environmental Enforcement Section, Land and Natural Resources Division, Department of Justice, 10th Street and Pennsylvania Avenue N.W., Washington, D.C. 20530;

State of Minnesota, plaintiff-intervenor above-named, and its attorneys, Hubert H. Humphrey III, Attorney General, State of Minnesota, William P. Donohue, Special Assistant Attorney General, Paul G. Zerby, Special Assistant Attorney General, Dennis M. Coyne, Special Assistant Attorney General, and Stephen Shakman, Special Assistant Attorney General, 1935 West County Road B2, Roseville, Minnesota 55113.

Pursuant to Rule 34 of the Federal Rules of Civil Procedure, defendant Reilly Tar & Chemical Corporation requests that the United States of America and the State of Minnesota produce all materials described below for inspection and copying at the offices of Dorsey & Whitney, 2200 First Bank Place East, Minneapolis, Minnesota 55402 within thirty (30) days from the date of service hereof.

In answering this request for production, if privilege is alleged as to any information or documents, or if any request is not otherwise answered in full after the exercise of due diligence to secure complete information, state the specific grounds for not answering in full and respond to said request for production to the extent to which no privilege is claimed or to the extent to which information is available, and fully identify the information for which the privilege is asserted and specify the privilege (e.g., work product, attorney-client).

DEFINITION

1. "Document" or "documentation" included, without limitation, any written, printed, typed, or other graphic matter of any kind or nature, whether sent or received or neither, including drafts and copies bearing any marks (such as initials, comments, notations, notes or stamped indices) not found on the original, and includes, without limitation, all memoranda, reports, notes, transcripts, letters, envelopes, telegrams, cables, telexes, telephone bills, messages, interoffice memoranda, work papers, diaries, desk calendars, appointment books, drafts, minutes or transcriptions of meetings and other communications of every type, and all mechanical or electrical sound recordings, magnetic tapes, or other material on which information can be stored or obtained. The term "document" includes all documents in your care, custody, possession or control, or of which you have knowledge, whether or not you currently have such documents in your care, custody, possession or control.

REQUESTS

1. Produce all National Pollutant Discharge Elimination System ("NPDES") permits and State Disposal System Permits issued or reissued to dischargers within St. Louis Park, Edina, Hopkins and that portion of Minneapolis within the Minnehaha Creek Watershed District from January 1970 to the present.

2. Produce all NPDES and State Disposal System permit applications and amended applications submitted for potential

dischargers within St. Louis Park, Edina, Hopkins and that portion of Minneapolis within the Minnehaha Creek Watershed District from January 1970 to the present.

3. Produce all documents which refer or relate to NPDES and State Disposal System permit applications and/or NPDES and State Disposal System permits issued to dischargers or potential dischargers in St. Louis Park, Edina, Hopkins and that portion of Minneapolis within the Minnehaha Creek Watershed District from January 1970 to the present. This request includes, but is not limited to, documents which define and characterize the proposed discharge; and all monitoring requirements and discharge limitations.

4. Produce all documents which refer or relate to NPDES and State Disposal System permit applications and/or NPDES or State Disposal System permits issued to Methodist Hospital for discharge into Minnehaha Creek. This request includes, but is not limited to, all NPDES permit applications and permits; all documents which define and characterize the proposed discharge; and all monitoring requirements and discharge limitations.

5. To the extent not already called for in prior requests for production, produce all documents upon which the "year long study" referred to in the December 10, 1980 Minnesota

Department of Health News Release was based.

Dated: November 13, 1984

DORSEY & WHITNEY

By



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